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9 Attorneys for Defendants CALIFORNIA
10 RECONVEYANCE COMPANY;
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.; and
11 JPMORGAN CHASE BANK, N.A., an acquirer
of certain assets and liabilities of Washington
Mutual Bank, from the FDIC, acting as
12 Receiver

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO**

15 EUEL ALLEN

16 Plaintiff,

17 v.

18 UNITED FINANCIAL MORTGAGE CORP.,
ALLIANCE BANCORP.,
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.,
CALIFORNIA RECONVEYANCE CO.,
GMAC MORTGAGE,
JP MORGAN CHASE BANK and
22 DOES 1-25, Inclusive

23 Defendants.

19 **CASE NO.: C09-02507 SC**

20 Judge: Hon. Samuel Conti

21 **STIPULATION AND MOTION TO
CONTINUE TIME FOR CONDUCTING A
MEDIATION, AND PROPOSED ORDER
THEREON**

22 **COURTRM:** One, 17th Floor
DATE: September 11, 2009
TIME: 10:00 A.M.

23 **Action Filed:** May 5, 2009
Removed: June 5, 2009

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27 Defendants Mortgage Electronic Registration Systems, Inc. ("MERS"); JPMorgan Chase
28 Bank, N.A., an acquirer of certain assets and liabilities of Washington Mutual Bank, from the FDIC,

1 acting as Receiver ("JPMorgan"), and California Reconveyance Company ("CRC") (hereafter
2 collectively referred to as "Defendants"), and Plaintiff Euel Allen, jointly stipulate and move this
3 Court for an Order pursuant to ADR Local Rule 6-5 and Civil Local Rule 7-12 extending the time
4 within which to conduct a mediation. This Stipulation and Motion to Continue Time for Conducting
5 a Mediation is made on the following grounds:

- 6 1. The parties have met and conferred and exchanged pertinent information to permit
7 Plaintiff to amend his Complaint, which Defendants have stipulated Plaintiff may do;
- 8 2. The parties have met with the ADR mediator, Chris Sullivan, on two ADR
9 conference calls, to set their schedule for finalizing the pleadings and conducting a
10 mediation;
- 11 3. Plaintiff has indicated that he will add as party defendant the loan broker who
12 originated the loan which is the subject of this action;
- 13 4. Plaintiff agreed to file his amended complaint on or before December 4, 2009
14 and has filed the amended complaint;
- 15 5. Defendants have provided Plaintiff with a loan modification application which
16 Plaintiff will submit to JPMorgan Chase Bank, N.A.;
- 17 6. The parties, with the agreement of mediator Chris Sullivan, have scheduled a third
18 ADR conference call to arrange for mediation at 10:00 a.m., January 8, 2009;
- 19 7. The parties, with the concurrence of the mediator, believe that any mediation of this
20 matter can only succeed if all parties are present, including the loan broker, and if the
21 pleadings have been resolved at that time.

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1 8. The parties hereby request, and the mediator concurs in the request, that the time for
2 conducting a mediation should be extended by sixty (60) days from the current
3 deadline, January 13, 2010.

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6 DATED: _____, 2009

ADORNO YOSS ALVARADO & SMITH
A Professional Corporation

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9 By: /s/ PATRICK A. CATHCART
10 THEODORE E. BACON
11 PATRICK A. CATHCART
12 AMY L. MORSE
13 FRANCES Q. JETT
14 Attorneys for Defendants CALIFORNIA
15 RECONVEYANCE COMPANY; MORTGAGE
16 ELECTRONIC REGISTRATION SYSTEMS,
17 INC.; and JPMORGAN CHASE BANK, N.A.,
18 an acquirer of certain assets and liabilities of
19 Washington Mutual Bank, from the FDIC, acting
20 as Receiver

21 DATED: 1/8, 2010

MOSS and MURPHY

22 By: Patricia L. Turnage
23 GLENN L. MOSS
24 PATRICIA TURNAGE
25 Attorneys for Plaintiff EUEL ALLEN

26 PURSUANT TO STIPULATION, IT IS SO ORDERED,

27 DATED: 1/14/10, 2009

28 By _____

Judge, United States District Court

IT IS SO ORDERED
Samuel Conti
Judge Samuel Conti

